

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
SOUTHERN DIVISION

JIMI LEVAR WATTS, #L5577

PETITIONER

VERSUS

CIVIL ACTION NO. 1:08-cv-1490-HSO-JMR

FRANKLIN BREWER

RESPONDENT

**MEMORANDUM OPINION AND ORDER ADOPTING REPORT AND
RECOMMENDATION, DENYING PETITION FOR WRIT OF HABEAS
CORPUS, AND DISMISSING ACTION WITH PREJUDICE**

This matter is before the Court on the Report and Recommendation [10] of Chief Magistrate Judge John M. Roper, entered in this cause on April 13, 2010. Judge Roper recommended that Petitioner Jimi Levar Watts' Petition [1] for Writ of Habeas Corpus be denied. *See* Report and Recommendation, at p. 8. A copy of the Report and Recommendation was mailed to Petitioner at his last known address by certified mail, return receipt requested, on April 13, 2010. *See* April 13, 2010, Docket Entry. The letter containing the Report and Recommendation was received on April 15, 2010. *See* Acknowledgment of Receipt [11]. Petitioner has not filed any objection to the Magistrate Judge's Report and Recommendation to date.

The Court finds that the Magistrate Judge properly recommended that the Petition be dismissed. After referral of hearing by this Court, no objections having been filed as to the Report and Recommendation, and the Court, having fully reviewed the same as well as the record and relevant law in this matter, and being duly advised in the premises, finds that the Report and Recommendation should be adopted in its entirety as the opinion of this Court.

IT IS, THEREFORE, ORDERED AND ADJUDGED that, the Report and

Recommendation [10] of Chief Magistrate Judge John M. Roper, entered on April 13, 2010, should be, and hereby is, adopted in its entirety as the finding of this Court.

IT IS, FURTHER, ORDERED AND ADJUDGED that, the [1] Petition for Writ of Habeas Corpus filed by Petitioner Jimi Levar Watts pursuant to 28 U.S.C. § 2254 should be and hereby is **DENIED**.

IT IS, FURTHER, ORDERED AND ADJUDGED that, this action is hereby **DISMISSED WITH PREJUDICE**. A separate judgment will be entered herein in accordance with this Order as required by Federal Rule of Civil Procedure 58.

SO ORDERED AND ADJUDGED, this the 26th day of October, 2010.

s/ Halil Suleyman Ozerdem

HALIL SULEYMAN OZERDEN
UNITED STATES DISTRICT JUDGE